

Docket No.: 063288-0592



PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of	:	Customer Number: 20277
James R. RIVENBARK, et al.	:	Confirmation Number: 9766
Application No.: 10/626,595	:	Group Art Unit: 3721
Filed: July 25, 2003	:	Allowed: February 11, 2008
	:	Examiner: Sameh Tawfik
For: INSERTING APPARATUS AND METHOD WITH CONTROLLED, MASTER CYCLE SPEED-DEPENDENT ACTUATOR OPERATIONS	:	

**COMMENTS ON STATEMENT OF  
REASONS FOR ALLOWANCE  
UNDER 37 C.F.R. § 104(e)**

Mail Stop Issue Fee  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

A Statement of Reasons for Allowance accompanied the February 11, 2008 Notice of Allowability regarding the above-identified application.

The Statement refers to remarks in Applicants' December 11, 2007 response. However, the Statement provides additional comments, e.g. with regard to "the combination of the claimed method" and "causing an actuated device to begin activation when a new master cycle reaches or exceeds the calculated first cyclical position."

Applicants agree that the claims are patentable over the art, for example, for reasons discussed in the latest response. However, since Applicants' remarks were persuasive, further comments should have been unnecessary. Also, the Statement's reference to the "combination" should not be construed as placing any additional weight on other individual elements of the

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claim, and as such, should not impose any cumulative requirement for patentability or related estoppel with regard to other claim elements.

Furthermore, the claims have been allowed without any narrowing amendment of the independent claims during prosecution of this divisional application.

It is respectfully submitted that the allowed claims should be entitled to the broadest reasonable interpretation and to the broadest range of equivalents that are appropriate in light of the language of the claims, the supporting disclosure and Applicants' prosecution of the claims, without reference to the Statement of Reasons for Allowance.

To the extent necessary, if any, a petition for an extension of time under 37 C.F.R. § 1.136 hereby made. Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 500417 and please credit any excess fees to such deposit account.

Respectfully submitted,

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**Date: March 5, 2008**

**Please recognize our Customer No. 20277  
as our correspondence address.**